

SECRETARY OF STATE[721]

Notice of Intended Action

Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”

Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.

Pursuant to the authority of 2016 Iowa Acts, House File 2273, and Iowa Code section 17A.3, the Secretary of State hereby gives Notice of Intended Action to amend Chapter 4, “Forms,” and to adopt a new Chapter 12, “Disaster Recovery for Out-of-State Entities,” Iowa Administrative Code.

These proposed amendments create a new chapter and a new form to implement 2016 Iowa Acts, Senate File 2306, “Facilitating Business Rapid Response to State-Declared Disasters Act.”

Public comments must be received on or before December 27, 2016. Written suggestions or comments should be directed to Eric Gookin, Election Administrator, Office of the Secretary of State, First Floor, Lucas State office Building, Des Moines, Iowa 50319. Persons who want to convey views orally should contact the Secretary of State’s office by telephone at (515)281-7550 or in person at the Secretary of State’s office on the first floor of the Lucas State Office Building.

Requests for a public hearing must be received by December 27, 2016.

After analysis and review of this rule making, no fiscal impact has been found.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 29C.3 and 2016 Iowa Acts, Senate File 2306.

The following amendments are proposed.

ITEM 1. Amend subrule **4.2(2)** by inserting the following at the end thereof:

Form Number	Description
BC-25	Disaster Recovery Registration

ITEM 2. Adopt the following **new** 721—Chapter 12:

CHAPTER 12

DISASTER RECOVERY FOR OUT-OF-STATE ENTITIES

721—12.1(29C) Definitions. For purposes of this chapter, the definitions from 2016 Iowa Acts, Senate File 2306, section 2, are adopted by reference.

721—12.2(29C) Notification and insurance verification. Within 15 days of entering the state in response to a disaster in accordance with 2016 Iowa Acts, Senate File 2306, an entity shall file with the secretary of state the following information, from the secretary of state’s prescribed form for out-of-state corporations for disaster recovery.

1. Name.
2. State of domicile.
3. Principal business address.
4. Federal employer identification number.
5. The date the entity entered the state.
6. Contact information.
7. Certificate of worker compensation insurance.
8. Certificate of liability insurance.

9. A signed statement that the out-of-state business is in the state for the purpose of responding to a declared state disaster or emergency.

721—12.3(29C) Transmittal of notification. Once the form from rule 721—12.2(29C) is processed, the secretary of state shall transmit the information to the Iowa department of revenue and the Iowa homeland security and emergency management department. The secretary of state shall provide the information to other state and local government agencies at their request.